UNITED
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Security Council

Distr.
GENERAL

S/RES/1238 (1999)
14 May 1999

RESOLUTION 1238 (1999)

Adopted by the Security Council at its 4002nd meeting,
on 14 May 1999

The Security Council,

Recalling all its previous resolutions on the question of Western Sahara,

Welcoming the report of the Secretary-General of 27 April 1999 (S/1999/483 and Add.1) and the observations and recommendations contained therein,

Welcoming also the acceptance by the Government of Morocco and the POLISARIO Front of the detailed modalities for the implementation of the Secretary-General's package of measures relating to the identification of voters, the appeals process and the revised implementation timetable as a good foundation for the completion of this phase of the Settlement Plan and taking note of their respective letters (S/1999/554 and S/1999/555),

1. Decides to extend the mandate of the United Nations Mission for the Referendum in Western Sahara (MINURSO) until 14 September 1999 in order to resume the identification process, start the appeals process and conclude all outstanding agreements needed to implement the Settlement Plan, and reaffirms the rights of the applicants, with an expectation that the appeals process will not be turned into a second round of identification;

2. Supports the proposed increase in staff of the Identification Commission from 25 to 30 members, and the proposed increase also in the necessary support activities, in order to strengthen the Commission and enable it to continue working with full authority and independence, in accordance with its mandate as authorized by the Security Council, and to accomplish its tasks expeditiously;

3. Requests the Secretary-General to report every 45 days on significant developments in the implementation of the Settlement Plan, in particular on the following issues which will form, inter alia, the basis of its consideration of a further extension of the mandate of MINURSO; full and unequivocal cooperation of the parties during the resumption of voter identification and during the start of the appeals process; agreement by the Government of Morocco on the

modalities of implementing paragraph 42 of the Status of Forces Agreement; agreement of the parties on the protocol relating to refugees; and confirmation that the Office of the United Nations High Commissioner for Refugees (UNHCR) is fully operational in the region;

4. Requests also the UNHCR to provide the Security Council with recommendations for confidence-building measures and timelines for their implementation;

5. Requests further the Secretary-General to submit to the Council a revised timetable and financial implications for the holding of the referendum for the self-determination of the people of the Western Sahara in accordance with the Settlement Plan and the agreements with the parties for its implementation;

6. Decides to remain seized of the matter.

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Security Council

Distr.
GENERAL

S/RES/1239 (1999)
14 May 1999

RESOLUTION 1239 (1999)

Adopted by the Security Council at its 4003rd meeting,
on 14 May 1999

The Security Council,

Recalling its resolutions 1160 (1998) of 31 March 1998, 1199 (1998) of 23 September 1998, and 1203 (1998) of 24 October 1998, and the statements of its President of 24 August 1998 (S/PRST/1998/25), 19 January 1999 (S/PRST/1999/2), and 29 January 1999 (S/PRST/1999/5),

Bearing in mind the provisions of the Charter of the United Nations and guided by the Universal Declaration of Human Rights, the international covenants and conventions on human rights, the Conventions and Protocol relating to the Status of Refugees, the Geneva Conventions of 1949 and the Additional Protocols thereto of 1977, as well as other instruments of international humanitarian law,

Expressing grave concern at the humanitarian catastrophe in and around Kosovo, Federal Republic of Yugoslavia, as a result of the continuing crisis,

Deeply concerned by the enormous influx of Kosovo refugees into Albania, the former Yugoslav Republic of Macedonia, Bosnia and Herzegovina, and other countries, as well as by the increasing numbers of displaced persons within Kosovo, the Republic of Montenegro and other parts of the Federal Republic of Yugoslavia,

Stressing the importance of effective coordination of humanitarian relief activities undertaken by States, the United Nations High Commissioner for Refugees (UNHCR) and international organizations in alleviating the plight and suffering of refugees and internally displaced persons,

Noting with interest the intention of the Secretary-General to send a humanitarian needs assessment mission to Kosovo and other parts of the Federal Republic of Yugoslavia,

Reaffirming the territorial integrity and sovereignty of all States in the region,

1. Commends the efforts that have been taken by Member States, the United Nations High Commissioner for Refugees (UNHCR) and other international humanitarian relief organizations in providing the urgently needed relief assistance to the Kosovo refugees in Albania, the former Yugoslav Republic of Macedonia and Bosnia and Herzegovina, and urges them and others in a position to do so to contribute resources for humanitarian assistance to the refugees and internally displaced persons;

2. Invites the UNHCR and other international humanitarian relief organizations to extend relief assistance to the internally displaced persons in Kosovo, the Republic of Montenegro and other parts of the Federal Republic of Yugoslavia, as well as to other civilians being affected by the ongoing crisis;

3. Calls for access for United Nations and all other humanitarian personnel operating in Kosovo and other parts of the Federal Republic of Yugoslavia;

4. Reaffirms the right of all refugees and displaced persons to return to their homes in safety and in dignity;

5. Emphasizes that the humanitarian situation will continue to deteriorate in the absence of a political solution to the crisis consistent with the principles adopted by the Foreign Ministers of Canada, France, Germany, Italy, Japan, the Russian Federation, the United Kingdom of Great Britain and Northern Ireland and the United States of America on 6 May 1999 (S/1999/516), and urges all concerned to work towards this aim;

6. Decides to remain actively seized of the matter.

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Security Council

Distr.
GENERAL

S/RES/1240 (1999)
15 May 1999

RESOLUTION 1240 (1999)

Adopted by the Security Council at its 4004th meeting,
on 15 May 1999

The Security Council,

Recalling all its relevant resolutions and the statements of its President,

Having considered the report of the Secretary-General on the situation in Tajikistan of 6 May 1999 (S/1999/514),

Reaffirming its commitment to the sovereignty and territorial integrity of the Republic of Tajikistan and to the inviolability of its borders,

Welcoming progress in the peace process in Tajikistan and the effective maintenance of the ceasefire between the Government of Tajikistan and the United Tajik Opposition, while underlining that more needs to be done to translate agreements and decisions into concrete actions and to deal with the many pending issues,

Welcoming also the renewed efforts of the President of the Republic of Tajikistan and the leadership of the Commission on National Reconciliation (CNR) to advance and to expedite the implementation of the General Agreement on the Establishment of Peace and National Accord in Tajikistan (S/1997/510), which have helped to achieve movement on both military and political issues,

Welcoming further the maintenance of close contact by the United Nations Mission of Observers in Tajikistan (UNMOT) with the parties, as well as its cooperative liaison with the Collective Peacekeeping Forces of the Commonwealth of Independent States (the CIS Peacekeeping Forces), the Russian border forces and the Mission of the Organization for Security and Cooperation in Europe (OSCE),

Noting with appreciation the continued contribution of the Contact Group of Guarantor States and International Organizations to the peace process, in particular through periodic joint plenary meetings with the CNR to review progress in the implementation of the General Agreement,

Welcoming the fact that the general situation in Tajikistan has remained relatively calm with better security than in earlier periods while noting that the situation in some parts of the country remained tense,

Recognizing that comprehensive international support remains crucial for achieving a positive outcome of the peace process in Tajikistan,

1. Welcomes the report of the Secretary-General of 6 May 1999;

2. Calls upon the parties to speed up the full and sequential implementation, in a balanced manner, of the General Agreement, especially the Protocol on military issues (S/1997/209, annex II), and to create conditions for the holding in 1999 of a constitutional referendum, as well as for the timely holding of presidential and parliamentary elections, and encourages the CNR to intensify its efforts aimed at the institution of a broad dialogue among the various political forces in the country in the interests of restoration and strengthening of civil accord in Tajikistan;

3. Notes with appreciation the work of the Special Representative of the Secretary-General and of all the personnel of UNMOT, encourages them to continue assisting the parties in the implementation of the General Agreement, notes that the reopening of field offices should strengthen the Mission in this regard, underlines the need for the Mission to have the necessary personnel and financial support and requests the Secretary-General to continue to consider means of ensuring a full and active role for UNMOT in the implementation of the General Agreement;

4. Encourages OSCE to continue its close cooperation with the United Nations on matters relating to constitutional reform, democratization and elections as requested under the General Agreement;

5. Supports the active political work of the Contact Group in promoting the implementation of the General Agreement and considers that a meeting of this Group at the level of Foreign Ministers could lend further impetus to the peace process;

6. Welcomes the continued contribution made by the CIS Peacekeeping Forces in assisting the parties in the implementation of the General Agreement in coordination with all concerned;

7. Calls upon the parties to cooperate further in ensuring the security and freedom of movement of the personnel of the United Nations, the CIS Peacekeeping Forces and other international personnel and reminds the parties that the ability of the international community to mobilize and to continue assistance for Tajikistan is linked to the security of those personnel;

8. Calls upon Member States and others concerned to make voluntary contributions to launch projects for demobilization and to provide support for the elections, and to respond promptly and generously to the consolidated inter-agency appeal for Tajikistan for 1999;

9. Decides to extend the mandate of UNMOT for a period of six months until 15 November 1999;

10. Requests the Secretary-General to keep the Council informed of all significant developments and also requests him to report within three months of the adoption of this resolution on its implementation;

11. Decides to remain actively seized of the matter.

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Security Council

Distr.
GENERAL

S/RES/1241 (1999)
19 May 1999

RESOLUTION 1241 (1999)

Adopted by the Security Council at its 4006th meeting,
on 19 May 1999

The Security Council,

Taking note of the letter to the President of the Council from the Secretary-General dated 17 May 1999, attaching the letter to him from the President of the International Tribunal for Rwanda dated 14 May 1999 (S/1999/566),

Endorses the recommendation of the Secretary-General that Judge Aspegren, once replaced as a member of the Tribunal, finish the Rutaganda and Musema cases which he has begun before expiry of his term of office; and takes note of the intention of the Tribunal to finish these cases if possible before 31 January 2000.

99-14778 (E)

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Security Council

Distr.
GENERAL

S/RES/1242 (1999)
21 May 1999

RESOLUTION 1242 (1999)

Adopted by the Security Council at its 4008th meeting,
on 21 May 1999

The Security Council,

Recalling its previous relevant resolutions and in particular its resolutions 986 (1995) of 14 April 1995, 1111 (1997) of 4 June 1997, 1129 (1997) of 12 September 1997, 1143 (1997) of 4 December 1997, 1153 (1998) of 20 February 1998, 1175 (1998) of 19 June 1998 and 1210 (1998) of 24 November 1998,

Convinced of the need as a temporary measure to continue to provide for the humanitarian needs of the Iraqi people until the fulfilment by the Government of Iraq of the relevant resolutions, including notably resolution 687 (1991) of 3 April 1991, allows the Council to take further action with regard to the prohibitions referred to in resolution 661 (1990) of 6 August 1990, in accordance with the provisions of those resolutions,

Convinced also of the need for equitable distribution of humanitarian supplies to all segments of the Iraqi population throughout the country,

Determined to improve the humanitarian situation in Iraq,

Reaffirming the commitment of all Member States to the sovereignty and territorial integrity of Iraq,

Acting under Chapter VII of the Charter of the United Nations,

1. Decides that the provisions of resolution 986 (1995), except those contained in paragraphs 4, 11 and 12, shall remain in force for a new period of 180 days beginning at 00.01 hours, Eastern Standard Time, on 25 May 1999;

2. Further decides that paragraph 2 of resolution 1153 (1998) shall remain in force and shall apply to the 180-day period referred to in paragraph 1 above;

3. Requests the Secretary-General to continue to take the actions necessary to ensure the effective and efficient implementation of this resolution, and to continue to enhance as necessary the United Nations observation process in Iraq in such a way as to provide the required assurance to the Council that the goods produced in accordance with this resolution are distributed equitably and that all supplies authorized for procurement, including dual usage items and spare parts, are utilized for the purpose for which they have been authorized;

4. Takes note that the Committee established by resolution 661 (1990) is reviewing various options, in particular the proposal made by the Secretary-General, as requested by paragraph 4 of resolution 1210 (1998), to resolve the difficulties encountered in the financial process referred to in the Secretary-General's report of 19 November 1998 (S/1998/1100);

5. Further decides to conduct a thorough review of all aspects of the implementation of this resolution 90 days after the entry into force of paragraph 1 above and again prior to the end of the 180-day period, on receipt of the reports referred to in paragraphs 6 and 10 below, and expresses its intention, prior to the end of the 180-day period, to consider favourably renewal of the provisions of this resolution as appropriate, provided that the said reports indicate that those provisions are being satisfactorily implemented;

6. Requests the Secretary-General to report to the Council 90 days after the date of entry into force of paragraph 1 above and again prior to the end of the 180-day period, on the basis of observations of United Nations personnel in Iraq, and of consultations with the Government of Iraq, on whether Iraq has ensured the equitable distribution of medicine, health supplies, foodstuffs, and materials and supplies for essential civilian needs, financed in accordance with paragraph 8 (a) of resolution 986 (1995), including in his reports any observations which he may have on the adequacy of the revenues to meet Iraq's humanitarian needs, and on Iraq's capacity to export sufficient quantities of petroleum and petroleum products to produce the sum referred to in paragraph 2 of resolution 1153 (1998);

7. Requests the Secretary-General to report to the Council if Iraq is unable to export petroleum and petroleum products sufficient to produce the total sum provided for in paragraph 2 above and, following consultations with relevant United Nations agencies and the Iraqi authorities, make recommendations for the expenditure of the sum expected to be available, consistent with the priorities established in paragraph 2 of resolution 1153 (1998) and with the distribution plan referred to in paragraph 5 of resolution 1175 (1998);

8. Decides that paragraphs 1, 2, 3 and 4 of resolution 1175 (1998) shall remain in force and shall apply to the new 180-day period referred to in paragraph 1 above;

9. Requests the Secretary-General, in consultation with the Government of Iraq, to submit to the Council, by 30 June 1999, a detailed list of parts and equipment necessary for the purpose described in paragraph 1 of resolution 1175 (1998);

10. Requests the Committee established by resolution 661 (1990), in close coordination with the Secretary-General, to report to the Council 90 days after the entry into force of paragraph 1 above and again prior to the end of the 180-day period on the implementation of the arrangements in paragraphs 1, 2, 6, 8, 9 and 10 of resolution 986 (1995);

11. Urges all States, and in particular the Government of Iraq, to provide their full cooperation in the effective implementation of this resolution;

12. Appeals to all States to continue to cooperate in the timely submission of applications and the expeditious issue of export licences, facilitating the transit of humanitarian supplies authorized by the Committee established by resolution 661 (1990), and to take all other appropriate measures within their competence in order to ensure that urgently required humanitarian supplies reach the Iraqi people as rapidly as possible;

13. Stresses the need to continue to ensure respect for the security and safety of all persons directly involved in the implementation of this resolution in Iraq;

14. Decides to keep these arrangements under review, including in particular those in paragraph 2 above, to ensure the uninterrupted flow of humanitarian supplies into Iraq, and expresses its willingness to review the relevant recommendations of the report of the panel established to review humanitarian issues (S/1999/356, annex II) as appropriate with regard to the 180-day period referred to in paragraph 1 above;

15. Decides to remain seized of the matter.

UNITED
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Security Council

Distr.
GENERAL

S/RES/1243 (1999)
27 May 1999

RESOLUTION 1243 (1999)

Adopted by the Security Council at its 4009th meeting,
on 27 May 1999

The Security Council,

Having considered the report of the Secretary-General on the United Nations Disengagement Observer Force of 18 May 1999 (S/1999/575),

Decides:

(a) To call upon the parties concerned to implement immediately its resolution 338 (1973) of 22 October 1973;

(b) To renew the mandate of the United Nations Disengagement Observer Force for another period of six months, that is, until 30 November 1999;

(c) To request the Secretary-General to submit, at the end of this period, a report on the development in the situation and the measures taken to implement Security Council resolution 338 (1973).

99-15716 (E)